

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Kudla *et al.*

Application No: Not available

Filed: 12/12/2001

Title: Rapid Diagnostic Method for Distinguishing Allergies and
Infections and Nasal Secretion Collection Unit

Docket No: UF-15IB-D2

To: The Assistant Commissioner for Patents

PRELIMINARY AMENDMENT UNDER 37 CFR 1.115

Dear Sir:

Please amend this application as follows:

In the specification:

Please delete the first paragraph on page one of the specification (lines 8 though 11) and
replace with the following new paragraph:

“This application is a divisional of application number 09/597,360, which was
filed June 19, 2000, which is a continuation in part of PCT application serial
number PCT/US99/05751 and application number 09/936,954, filed March 16,
1999, which in turn is a continuation-in-part of application number 08/621,557,
filed March 26, 1996 now US Patent 5,910,421, which is a continuation in part of
application serial number 08/576,604, filed on December 21, 1995, now
abandoned.

In the Claims

Please delete claims 1-20 and 29-31, without prejudice.

Remarks

Upon entry of this Amendment claims 21-28 will be pending. Claims 1-20 and 29-31 have been cancelled to pursue claims not elected in the co-pending, parent application no. 09/597,360. These amendments do not narrow the scope of the invention.

Reconsideration and further examination is respectfully requested. Applicants assert that all pending claims are in consideration for allowance, and such action is respectfully requested. The Examiner is invited to call the undersigned if clarification is needed on any aspect of this Preliminary Amendment, or if the Examiner believes a telephonic interview would expedite the prosecution of the subject application to completion.

Respectfully submitted,



Timothy H. Van Dyke
Patent Attorney, Reg. No. 43,218

Van Dyke & Associates, P.A.
1630 Hillcrest Street
Orlando, FL 32803
Phone No: 407-228-0328
Fax No: 407-228-0329